

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MENDOCINO

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number, Address, Phone No.) Attorney for: <input type="checkbox"/> UKIAH BRANCH, 100 NORTH STATE STREET, UKIAH, CA 95482 <input type="checkbox"/> TEN MILE BRANCH, 700 SOUTH FRANKLIN STREET, FORT BRAGG, CA 95437	FOR COURT USE ONLY
PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT:	
DECLARATION re: NOTICE upon EX PARTE APPLICATION for ORDERS	Case Number _____ Hearing Date: _____ Time: _____ Dep't.: _____

In most cases, you must notify all parties that you are requesting a court order. This is called "notice". Regardless of how you notice the other side that you are requesting a court order, copies of the documents that you have filed with the court, excluding those for a restraining order, MUST be served on the other party as soon as is reasonably practicable, but in no event later than the time of the hearing set. (Local Rules 4.2; 13.15; 14.4; 15.4)

I, the undersigned, declare:

1) I am the (choose one):

- ☐ attorney for the Petitioner/Plaintiff ☐ attorney for the Respondent/Defendant ☐ attorney for the Child(ren)
☐ self-represented Petitioner/Plaintiff ☐ self-represented Respondent/Defendant

2) Pursuant to CRC 3.1203 and 3.1204, I have informed _____ of this ex parte request for
(name of person you notified)

(type of relief sought)

_____ and that s/he will
have to appear before the court on the above listed date and time if s/he objects to this ex parte request.

3) Notice was given by (check all that apply):

- ☐ **Telephone Notification** (no later than 10:00 a.m. the court day before the ex parte appearance): _____ at _____ a.m. / p.m.
(date) (time)
☐ **Personal Delivery** (no later than 10:00 a.m. the court day before the ex parte appearance): _____ at _____ a.m. / p.m.
(date) (time)
☐ **First Class Mail** (copy of ex parte application mailed at least 5 days before the ex parte appearance): _____ at _____ a.m. / p.m.
(date) (time)
at _____
(address)
☐ **Fax Delivery** (copy of ex parte application faxed no later than 10:00 a.m. the court day before the ex parte appearance):
_____ at _____ a.m. / p.m. at _____ (attach proof showing fax was received).
(date) (time) (fax number)
☐ **If notice was provided later than 10:00 a.m. the court day before the ex parte appearance, explain why:**

4) I received the following response to the above notice:

- ☐ See attached written response.
☐ Oral response received: _____

5) I **have not** given notice of this request for ex parte orders because:

- ☐ Notice would frustrate the purpose of the orders sought (explain below or in an attachment).
☐ Great or irreparable injury will result to me before orders can be issued and/or I fear for my safety (explain below or in an attachment).
☐ A good faith effort was made to notify the opposing party but notice was unable to be given (explain notice attempts below).
☐ The opposing party agrees to the orders requested.
☐ No significant burden or inconvenience to the opposing party will result from the orders requested (explain below or in an attachment).
☐ Other (explain): _____

I declare under penalty of perjury that the foregoing is true and correct.

Date: _____

Signed: _____